

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

CORDIS CORPORATION,	)	
	)	
Plaintiff,	)	
	)	Civil Action No. 97-550-SLR
v.	)	(consolidated)
	)	
BOSTON SCIENTIFIC CORPORATION,	)	
BOSTON SCIENTIFIC SCIMED, INC., and	)	
MEDTRONIC AVE, INC.	)	
	)	
Defendants.	)	
	)	
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MEDTRONIC AVE, INC.,	)	
	)	
Plaintiff,	)	
	)	Civil Action No. 97-700-SLR
v.	)	
	)	
CORDIS CORPORATION, JOHNSON &	)	
JOHNSON and EXPANDABLE GRAFTS	)	
PARTNERSHIP,	)	
	)	
Defendants.	)	

## **NOTICE OF APPEAL**

Notice is hereby given that Medtronic AVE, Inc., also known as Medtronic Vascular, Inc. (“Medtronic”), hereby appeals to the United States Court of Appeals for the Federal Circuit from the Court’s March 31, 2005 Order (D.I. 1374), its March 27, 2006 Memorandum Opinion (D.I. 1433) and its March 27, 2006 Order (D.I. 1434) denying Medtronic’s motion for a new trial (D.I. 1383) and motion for judgment as a matter of law (D.I. 1384) as well as from those rulings that are adverse to Medtronic in the May 15, 2002 Judgment in a Civil Case (D.I. 1154), the March 28, 2002 Order (D.I. 1128), and all underlying orders, decisions, and rulings in the above-captioned case. For administrative convenience, Medtronic is designating the specific docket

items listed above in e-filing its Notice Of Appeal pursuant to the ECF procedures. It reserves the right, however, to appeal from any of the above-referenced orders, decisions and rulings. This notice is given pursuant to 28 U.S.C. § 1291 and in conformance with Fed. R. App. P. 3(a)(1) and 4(a).

Respectfully submitted this 26<sup>th</sup> day of April, 2006.

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/s/ Karen Jacobs Louden

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**CERTIFICATE OF SERVICE**

I hereby certify that on April 26, 2006 I electronically filed the foregoing with the Clerk of the Court using CM/ECF, which will send notification of such filing to Steven J. Balick and Josy W. Ingersoll.

I further certify that on April 26, 2006 I served copies of the foregoing to the following counsel in the manner indicated:

**By Hand**

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